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**From:** David W. Nunn [dwnunn@eastmansmith.com]  
**Sent:** 3/18/2016 1:50:38 PM  
**To:** Ludmer, Margo [ludmer.margo@epa.gov]  
**CC:** 'Kevin C. Murphy (KMurphy@WladisLawFirm.com)' [KMurphy@WladisLawFirm.com]  
**Subject:** RE: Lower Ley Creek RD AOC [ES-LEGAL.FID1587432]  
**Attachments:** LLC AOC combined 3-15-16.docx

Margo,

Attached is an AOC with PRP revisions redlined against a clean copy of EPA's last AOC. This redlined AOC reflects the collective comments of all 7 PRP attorneys/representatives. This AOC has not yet been approved by final decision-makers for the 7 PRPs, but, if acceptable to EPA, counsel would recommend the AOC to their clients and would seek final approval as quickly as possible.

The PRPs have also asked Arcadis to prepare changes to the SOW to reflect the timing of work concerns which we discussed on our last call with you and Jim. Arcadis will be asked to provide its proposed changes directly to Pam Tames for review.

If EPA would like to talk further about the AOC, representatives of the 7 PRPs invite you to join the next scheduled PRP group call on Thursday, March 24, at 4:00 eastern. We will provide you with dial-in instructions if you and Jim would like to join the call.

David

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**From:** Ludmer, Margo [mailto:ludmer.margo@epa.gov]  
**Sent:** Wednesday, March 16, 2016 10:05 AM  
**To:** David W. Nunn  
**Cc:** 'Kevin C. Murphy (KMurphy@WladisLawFirm.com)'  
**Subject:** RE: Lower Ley Creek RD AOC [ES-LEGAL.FID1587432]

Hi David,

Are there any updates on the status of the PRP response?

Thank you,  
Margo

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**From:** David W. Nunn [<mailto:dwnunn@eastmansmith.com>]  
**Sent:** Friday, March 11, 2016 2:11 PM  
**To:** Ludmer, Margo <[ludmer.margo@epa.gov](mailto:ludmer.margo@epa.gov)>  
**Cc:** 'Kevin C. Murphy ([KMurphy@WladisLawFirm.com](mailto:KMurphy@WladisLawFirm.com))' <[KMurphy@WladisLawFirm.com](mailto:KMurphy@WladisLawFirm.com)>  
**Subject:** RE: Lower Ley Creek RD AOC [ES-LEGAL.FID1587432]

Margo,

The LLC PRPs conferenced yesterday to discuss EPA's last AOC and reach consensus on outstanding issues. As a result of that call, there is still some circulation of comments occurring which is going to delay responding to EPA today. Kevin and I will keep you posted as to when a response will be forthcoming next week. Thank you.

David

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**From:** Ludmer, Margo [<mailto:ludmer.margo@epa.gov>]  
**Sent:** Wednesday, March 02, 2016 10:54 AM  
**To:** David W. Nunn; 'Kevin C. Murphy ([KMurphy@WladisLawFirm.com](mailto:KMurphy@WladisLawFirm.com))'  
**Cc:** Doyle, James  
**Subject:** Lower Ley Creek RD AOC

David and Kevin,

Please find attached an updated version of the Lower Ley Creek RD AOC. EPA generated a clean copy of the AOC by accepting all changes to the September 2015 version of the order and inserting the December 2015 language on special account reimbursement, Respondents' covenant not to sue, and contribution protection. EPA then made edits to this document in track changes. These track changes indicate which of the PRP edits were incorporated.

Will you both be available this Friday afternoon for a conference call on the AOC?

Many thanks,  
Margo

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